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KEATING & BENNETT LLP

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AUG 23 2005

To: Examiner B. Summons	From: Joseph R. Keating
Fax: 571-273-8300	Date: August 23, 2005
Phone: 571-272-1771	Pages: 23
Re: 10/774,632	CC:
36856.1212	

•Comments:

Examiner Summons,

Please find attached hereto the following documents for the above-identified application:

1. Amendment;
2. Amendment Transmittal; and
3. Credit Card Authorization Form.

Respectfully submitted,



Joseph R. Keating
for
Keating & Bennett, LLP
(Registration Number 37,368)

PTO/SB/17 (12-04v2)
Approved for use through 07/31/2008. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2005		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/774,632
		Filing Date	February 10, 2004
		First Named Inventor	Minefumi OUCHI
		Examiner Name	B. Summons
		Art Unit	2817
TOTAL AMOUNT OF PAYMENT (\$) 1,200.00		Attorney Docket No.	36856.1212

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☒ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 50-1353 Deposit Account Name: Keating & Bennett, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____
 HP = highest number of total claims paid for, if greater than 20.

indep. Claims: _____ Extra Claims: _____ Fee (\$): _____ Fee Paid (\$): _____
 12 - 3 or HP = 6 x 200.00 = 1,200.00
 HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

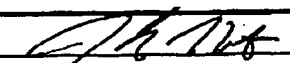
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____	250.00	_____

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x 250.00 = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

SUBMITTED BY		Registration No.	Telephone
Signature		(Attorney/Agent) 37,368	703-385-5200
Name (Print/Type)	Joseph R. Keating		Date 08/23/2005

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted via
Facsimile to Group Art Unit 2817, 571-273-8300, addressed to
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: August 23, 2005


Allison Cowan**PATENT
36856.1212****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Minefumi OUCHI et al.	
Serial No.: 10/774,632	Art Unit: 2817
Filed: February 10, 2004	Examiner: B. Summons
Title: SURFACE ACOUSTIC WAVE DEVICE AND COMMUNICATION APPARATUS USING THE SAME	

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

08/24/2005 TL0111 00000031 10774632
01 FC:1201 1200.00 0P

Sir:

In response to the Office Action dated May 23, 2005, please amend the above identified application as follows:

- ☐ **Amendments to the Specification** begin on page of this paper.
- ☐ **Amendments to the Drawings** begin on page of this paper and include an attached replacement sheet.
- ☒ **Amendments to the Claims** are reflected in the listing of the claims which begins on page 2 of this paper.
- ☒ **Remarks/Arguments** begin on page 19 of this paper.

Please note, if a box is not checked, then no corresponding amendment is being made.